Horney's Docket No. 048057/275987

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Petersen et al.

Confirmation No.: 1532

Appl. No.:

09/915,997

Art Unit:

1651

Filed:

July 26, 2001

Examiner:

Witz, Jean C.

For:

BONE GRAFT SUBSTITUTE COMPOSITION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT CITATION UNDER 37 C.F.R. § 1.97

Sir:

Attached is a list of documents on form PTO-1449 together with a copy of each identified document. It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

A check for the \$180.00 fee specified in 37 C.F.R. § 1.17(p) is enclosed. The Commissioner is authorized to charge any additional fee, or credit any refund, to our Deposit Account No. 16-0605.

Respectfully submitted,

stopher M. Hamphrey Registration No. 43,683

Customer No. 00826 **ALSTON & BIRD LLP** Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260

04/06/2004 SDENBOB1 00000130 09915997

01 FC:1806

180.00 OP

TECH CENTER 1600/2900

PE 1034 35

TRADEMARK

"Express Mail" mailing label number EV 387068188 US Date of Deposit April 2, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Comprissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Tracey S. Wright - RTA 2102779v1

		/6	\(\frac{1}{2}\)									
APR 0 2 2004 \$				Τ	Complete if Known .							
Substitute for form 1449/PTO					Application Number			09/915,997				
(Revised 04	/2003)	人	<i>&</i> /		Filing Date			July 26, 2001				
		TRADEN!	RIF		irst Named In	ventor		Petersen et al.				
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)					Group Art Unit Examiner Name			1532				
								1332				
								Witz, Jean C.				
Sheet				_	Attorney Docket Number			048057/275987				
Blicci				1 1-1-			1					
			II	S	PATENT DO	CUME	NT	S				
	Document Number			. 5.				<u> </u>				
Examiner	Cite			Publication Date		Na	Name of Patentee or		Pages, Columns, Lines, Where			
Initials*	No. Number - Kind Code (if		e (if known)	MN	M-DD-YYYY	Applica	Applicant of Cited Document		Relevant Passages of Relevant Figures Appear			
		<u> </u>							Арреаг			
<u>. </u>												
						·						
				u .								
			İ									
										-		
	ļ											
,		100										
										100		
					· · · · · · · · · · · · · · · · · · ·							
					ĺ							
												
•	L				,							
	т			EIG	N PATENT	DOCUM	1EI	NTS	- 			
E	0.4	Foreign Patent Document			B 111 - 11 - B		N. C.	TD 4	Pages, Columns, Line Where Relevant			
Examiner Initials	Cite No.	I		e	Publication Da MM-DD-YYY	Į.		f Patentee or nt of Cited	Passages or Relevant	Language Translation		
illiuais	110.				WINI-DD-111	Docu			Figures Appear	Attached		
		(111							
	BC	WO 99/15150 A1			04.01.1000	Duc	Buford Biomedical,					
	ВС				04-01-1999	į.						
						inc.	Inc.					
	BD	WO 02/05750 A	.2		01-24-2002	Oste	Osteotech, Inc.		۵.			
									176			
									MAL	NVA		
		ļ						4	Cu a			
									CX.	300		
									1//20	UA		
									7/2	,_		
Examiner		<u> </u>	- C-Classical Available			n .			CH CENTER 160	2200		
Exammer Signature	Ì					Date Cons		arad	•	1300		
Jignature						# Cons	51U(cica I				

^{*}Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute for form 1449/PTO (Rev)sed 04/2003) Complete if Known Application Number 09/915,997 Filing Date July 26, 2001 INFORMATION DISCLOSURE First Named Inventor Petersen et al. STATEMENT BY APPLICANT Group Art Unit 1532 Examiner Name Witz, Jean C. (Use as many sheets as necessary) Sheet 2 Of Attorney Docket Number 048057/275987 **OTHER DOCUMENTS** English Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of Language the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue Translation Examiner Cite number(s), publisher, city and/or country where published. Attached Initials No. BE GRIMANDI et al., "In vitro evaluation of a new injectable calcium phosphate material", J. Biomed. Mater Res., 1998, pp. 660-666, Vol. 39, John Wiley & Sons, Inc.

Examiner	Date	
Signature	Considered	

^{*}Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. RTA 2152781v1